

# JOURNAL OF THE SENATE

Tuesday, April 29, 1941

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on Monday, April 28, 1941.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

A quorum present.

Prayer by the Chaplain.

Senator Johnson was excused from attendance upon the session today on account of illness.

Senator Shands was excused from attendance upon the session today.

The reading of the Journal of Friday April 25, 1941, was dispensed with.

The Journal of Friday, April 25, 1941, was corrected as follows:

On page 5, column 2, line 5 from the bottom of the page, strike out the words 'Judiciary "B"' and insert in lieu thereof the words "Cities and Towns."

And as corrected was approved.

The reading of the Journal of Monday, April 28, 1941, was dispensed with.

The Journal of Monday, April 28, 1941, was corrected as follows:

On page 1, column 1, last line, strike out the word "Chaplain" and insert in lieu thereof the following: "Reverend Henry Langford, Chaplain of the House of Representatives, in the absence of the Senate Chaplain who was excused from attendance upon the session in order that he might be available to assist the family of the late Senator Parker of Mayo, Florida."

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator Shepherd, Chairman of the Committee on Transportation and Traffic, submitted the following report:

Senate Chamber  
Tallahassee, Fla., April 29, 1941.

Hon. John R. Beacham,  
President of the Senate.

Sir:

Your Committee on Transportation and Traffic, to whom was referred:

Senate Bill No. 60:

A bill to be entitled An Act to promote the safety, care, comfort, convenience, proper accommodation and transportation of passengers by railroad in the operation of sleeping and parlor cars within the State of Florida: to provide for the custody or care of such cars by an employee or an authorized agent of the firm or corporation owning or operating the same having the rank and position of Pullman Conductor.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

JURANT T. SHEPHERD,

Chairman of Committee.

And Senate Bill No. 60, contained in the above report, was laid on the table.

Senate Chamber  
Tallahassee, Fla., April 29, 1941.

Senator Wilson, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendment:

Senate Bill No. 254:

"A bill to be entitled An Act appropriating money for the use and benefit of Florida National Exhibits, Inc., in connection with the deficit in the establishment and maintenance of the Florida exhibit at the New York World's Fair and for the establishment and maintenance of Florida exhibits at Atlanta City and other fairs, expositions and meetings of nationwide importance and for the establishment of proper warehouse facilities to care for these exhibits when not in use."

Which amendment is as follows:

Senate Amendment No. 1:

In Section 1, lines 1 and 2 strike out the words One Hundred Fifty Thousand Dollars and insert the following:

One Hundred Thousand Dollars.

Very respectfully,

A. L. WILSON,

Chairman.

And Senate Bill No. 254, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 24, 1941.

Senator Butler, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following bill and recommends that the same pass:

Senate Bill No. 143:

A bill to be entitled An Act relating to General Election and providing a method of voting a straight party ticket.

Very respectfully,

J. TURNER BUTLER,

Chairman.

And Senate Bill No. 143, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 24, 1941.

Senator Butler, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following bill and recommends that the same pass:

Senate Bill No. 166:

A bill to be entitled An Act to provide for the nomination of candidates for President and Vice President of the United States in the primary election and providing for the qualification of candidates therefor.

Very respectfully,

J. TURNER BUTLER,

Chairman.

And Senate Bill No. 166, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 24, 1941.

Senator Butler, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following bill and recommends that the same pass:

Senate Bill No. 168:

A bill to be entitled An Act providing for nominations, appointments or election to the offices of State Attorneys by political party in a primary election and providing for the qualifying of candidates therefor.

Very respectfully,

J. TURNER BUTLER,

Chairman.

And Senate Bill No. 168, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 24, 1941.

Senator Butler, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following bill and recommends that the same pass.

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Senate Bill No. 183:

A bill to be entitled An Act amending Section 379, Revised General Statutes of Florida, 1920, (Being Section 444, Compiled General Laws of Florida, 1927), relating to contest of election to certain county offices.

Very respectfully,  
J. TURNER BUTLER,  
Chairman of Committee.

And Senate Bill No. 183, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 24, 1941.

Senator Butler, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following bill and recommends that the same pass.

Senate Bill No. 184:

A bill to be entitled An Act to amend Section 359, Revised General Statutes of Florida, 1920 (Being Section 416, Compiled General Laws of Florida, 1927), relating to elections.

Very respectfully,  
J. TURNER BUTLER,  
Chairman of Committee.

And Senate Bill No. 184, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 29, 1941.

Senator Price, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following bill and recommends that the same pass.

Senate Bill No. 231:

A bill to be entitled An Act relating to the occupation of barbering and the operation of barber shops; authorizing the Barbers' Sanitary Commission, upon petition signed by a majority of all of the barbers holding certificates of registration in a County, to investigate trade practices among barbers and barber shops in such County and, after public hearings, to prescribe and enforce such reasonable rules and regulations pertaining to minimum prices to be charged for barber services and hours of operation of barber shops as will eliminate unfair and unsanitary practices; prescribing the penalty for the violation of the provisions of this Act and the rules and regulations adopted pursuant hereto, and repealing all laws in conflict herewith.

Very respectfully,  
HUBERT A. PRICE,  
Chairman of Committee.

And Senate Bill No. 231, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 24, 1941.

Senator Butler, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following bill and recommends that the same pass.

House Bill No. 23:

A bill to be entitled An Act relating to general elections in the State of Florida, providing for the preparation and form of ballot to be used therein, and repealing all laws and parts of laws inconsistent with the provisions hereof.

Very respectfully,  
J. TURNER BUTLER,  
Chairman of Committee.

And House Bill No. 23, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 29, 1941.

Senator Price, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following bill and recommends that the same pass.

House Bill No. 81:

A bill to be entitled An Act to create a State Board of Veterinary Examiners, to prescribe its powers and duties, to prescribe the qualification of the membership thereof, their compensation and term of office and providing for the giving of bond by the Treasurer thereof for the faithful performance of his duty; to define the practice of veterinary medicine and surgery in Florida; to vest in said Board the authority to

examine diplomas and credentials and affidavits of applicants and to hold examinations for applicants; to issue and revoke licenses to practice veterinary medicine and surgery; to collect fees for licenses and examinations; to disburse said funds accruing to the board for the collection of fees; to provide penalties for the violation of this Act, and providing when this Act shall become effective.

Very respectfully,  
HUBERT A. PRICE,  
Chairman.

And House Bill No. 81, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 24, 1941.

Senator Butler, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following bill and recommends that the same pass.

House Bill No. 137:

A bill to be entitled An Act to amend Section 27 of Chapter 4328, Laws of Florida, Acts of 1895 Legislature, being Section 309, Compiled General Laws of Florida 1927, providing for the time of opening and closing the polls at all general, primary and special elections in the State of Florida.

Very respectfully,  
J. TURNER BUTLER,  
Chairman.

And House Bill No. 137, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 29, 1941.

Senator Price, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following bill and recommends that the same pass.

House Bill No. 145:

A bill to be entitled An Act to amend Section 1, Chapter 10201, Laws of Florida, Acts of 1925, the same being "An Act to amend Section 2212 of the Revised General Statutes of Florida, providing for examination by Board of Pharmacy and qualification of applicants," and the same being an Act entitled "An Act relating to the duties of the Board of Pharmacy of the State of Florida and the examination of Pharmacists."

Very respectfully,  
HUBERT A. PRICE,  
Chairman.

And House Bill No. 145, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 24, 1941.

Senator Beall, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following bill and recommends that the same pass.

Senate Bill No. 262:

A bill to be entitled An Act to amend Section 1 of Chapter 19063, Laws of Florida, relating to vital statistics, and the issuance of birth certificates for adopted persons.

Very respectfully,  
PHILIP D. BEALL,  
Chairman of Committee.

And Senate Bill No. 262, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber  
Tallahassee, Fla., April 29, 1941.

Senator Whitaker, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendment:

Senate Bill No. 149:

A bill to be entitled An Act authorizing the Trustees of the Internal Improvement Fund of Florida, the Board of Commissioners of State Institutions of Florida and the State Board of Education of Florida to negotiate, sell and convey leasehold estates and to make, execute and deliver lease contracts commonly known as petroleum oil and gas leases and to sell and convey any and all of the petroleum oil and/or gas and/or any other mineral lying in or under any lands or water-bottoms in this State, the legal title to which lands or water-bottoms is vested by law or otherwise in either of such State Boards.



Which amendment reads as follows:

Senate Amendment No. 1:

At the end of Section 2, of the typewritten bill, add the following: "Provided however any person, firm or corporation to whom any State Board executes any lease under provisions of this Act shall provide in said lease that at least one well for each section of land so leased shall be drilled in each five (5) year period and said lease shall provide that unless said provision in said lease is complied with said lease shall cease and terminate as to any full section of land on which no well shall have been drilled."

Very respectfully,

PAT WHITAKER,  
Chairman of Committee.

And Senate Bill No. 149, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber  
Tallahassee, Fla., April 28, 1941.

Hon. John R. Beacham,  
President of the Senate.  
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) upon third reading.

Senate Bill No. 131:

A bill to be entitled An Act to amend Chapter 12223, Laws of Florida, 1927, entitled: "An Act to define, regulate and register real estate brokers and salesmen, and to regulate their relations with the public; to create the Florida Real Estate Commission, provide for its organization, succession and the payment of its expenses, prescribe its powers, duties and privileges, and the supervisory control by, and ancillary powers of, the courts touching the subject; and to prescribe penalties for the violation of the Act," by amendments and additions, to define and regulate real estate auctioneers, to regulate the sale of real estate subdivisions, to further define fraud and Acts which endanger the interest of the public in real estate transactions, to vest jurisdiction in the Florida Real Estate Commission to revoke registration of real estate brokers and salesmen, and to further extend its jurisdiction in the enforcement of this Act, and to provide judicial review of the exercise thereof, and to alter, amend and extend the penalties heretofore provided, and to repeal other Acts relating to the same subject.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,  
Chairman of Committee.

And Senate Bill No. 131, contained in the above report, was certified to the House of Representatives.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 25, 1941.

Hon. John R. Beacham,  
President of the Senate,  
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 43:

A bill to be entitled An Act providing for tenure of employment of Teachers in the public schools of Hillsborough County, Florida; defining terms used in said Act; providing when teachers are entitled to tenure of employment and the causes for which such teachers may be discharged or demoted and prescribing the procedure thereof; and conferring jurisdiction upon the Circuit Court to issue writs mandamus and certiorari in order to give effect to the provisions of said Act.

Senate Bill No. 45:

A bill to be entitled An Act to fix the times for holding the regular terms of County Court in Gadsden County, Florida.

Senate Bill No. 105:

A bill to be entitled An Act making it unlawful to take possession of, buy, sell, or offer for sale or destroy Shrimp or Prawn less than a certain size in the Counties of Franklin

and Gulf or in or from the inside or outside waters of the Counties of Franklin and Gulf of the State of Florida; and fixing penalties for violation hereof; and repealing conflicting laws.

Senate Bill No. 106:

A bill to be entitled An Act making it unlawful to use any dredge, drag or other mechanical device other than ordinary hand tongs in taking oysters for any purpose from the natural reefs or bars of Franklin County, Florida; repealing conflicting laws; and providing penalties for the enforcement of this law.

Senate Bill No. 107:

A bill to be entitled An Act making it unlawful to use in the taking of Shrimp or Prawn in any of the outside or inside waters of the Counties of Franklin and Gulf of the State of Florida any seine or net or other device having a cork line spread of more than sixty (60) feet; repealing conflicting laws and providing penalties for the enforcement of this law.

Senate Bill No. 114:

A bill to be entitled An Act amending Chapter 20,118, Special Laws of Florida, 1939, Which is "An Act granting to the City of St. Petersburg, Florida, the power to remove, clear away and dispose of all accumulations of brush, high weeds, high grass or other vegetation liable to communicate fire, located in or upon any property in the City of St. Petersburg, and to assess the cost thereof to the property from which said accumulation of brush, high weeds and high grass or other vegetation liable to communicate fire were removed; providing for the method of making such assessment; prescribing that said assessment and interest thereon shall be a lien superior to all other liens except State, County and City taxes; providing that said lien shall be collected in the same manner as the Ad Valorem taxes of said city; providing for the payment of cleaning and clearing of land from Ad Valorem taxation, or the collections from the assessment liens authorized by this Act; providing an interest penalty of six per cent per month or fraction thereof; also providing for the approval or rejection of this Act by the electorate of the City of St. Petersburg and providing in the case of ratification the effective date of this Act; repealing all laws or parts of laws in conflict herewith, by amending Section Ten thereof to provide an interest penalty of one-half of one per cent per month in lieu of six per cent per month as now provided; and by providing an additional Section to said Act to be known as Section Ten and One-Half, which provided that the special assessment liens levied under the provisions of said Chapter 20,118, Special Laws of Florida, 1939, shall be deemed delinquent and past due as of the first day of November of the year in which said special assessment liens were levied and assessed.

Senate Bill No. 115:

A bill to be entitled An Act authorizing the City of St. Petersburg, Florida, to by ordinance to regulate, restrict or prohibit the use of nets for the purpose of catching fish within the bayous, inlets, rivers, lakes or streams within the city limits of the City of St. Petersburg as defined by Chapter 15, 505, Special Acts of Florida, 1931, specifically excepting, however, that certain body of water known as Pappys Bayou and authorizing the prescription of penalties for the enforcement thereof; repealing all laws or parts of laws in conflict herewith and providing that the said Act shall not become effective until approved by a referendum election, and other matters in connection therewith.

Senate Bill No. 116:

A bill to be entitled An Act amending Chapter 18,890, of the Special Laws of Florida, 1937, which is "An Act creating a Civil Service for certain employees of the City of St. Petersburg, Florida, and creating a Civil Service Commission for said city governing the appointment, employment and discharge of said employees; defining the membership, powers and duties of said commission; designating the employees that come under the provisions of this Act and other matters relating to the establishment of Civil Service in said city; providing for a referendum on said Act and when said Act shall take effect and other matters in regard thereto; amending Section Eleven of said Act to provide that all inspectors in the Department of Building, the Superintendent of Sewers and the service foremen regularly employed by said city in said positions for a period of six months immediately preceding the effective date of this Act shall be members of the Classified Service of the City of St. Petersburg; and amending Section Thirteen of said Act to provide that upon the acquisition by the city of any corporation or organization the employees thereof necessary in the opinion of the

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Manager to be retained for city service shall be certified by the City Manager for classification in the Classified Service and providing that when so classified they shall be Civil Service employees after successfully serving six months probationary period, and other matters relating thereto; and repealing all laws or parts of laws in conflict herewith; and providing when said Act shall become effective; and providing for a referendum on said Act.

Senate Bill No. 117:

A bill to be entitled An Act authorizing the creation of a Special Assessment Adjustment Board of the City of St. Petersburg, Florida; prescribing its powers, duties and limitations; prescribing the length of time such board shall stay in existence; providing for a chairman and secretary and authorizing said board to adjust, settle and compromise certain Special Assessment Liens held and owned by the City of St. Petersburg, Florida; providing that fees may be charged for making applications for adjustment of Special Assessment Liens, the proceeds from which to be used to defray the cost and expense of the operation of the board; providing that said Act shall not become effective until approved by a majority of the qualified electors of the City of St. Petersburg participating in an election called and held for the purpose of approving or rejecting this Act.

Senate Bill No. 128:

A bill to be entitled An Act providing for the apportionment of moneys heretofore allocated, or that may hereafter be allocated, to Columbia County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, and Acts amendatory thereof or supplemental thereto; providing that said moneys shall be, by the State Comptroller and Treasurer, paid one-half to the Board of County Commissioners and one-half to the Board of Public Instruction of said county; providing for the expenditure of said moneys by said boards; and to repeal all laws in conflict herewith.

Senate Bill No. 135:

A bill to be entitled An Act prohibiting in St. Johns County, Florida, any person to pursue, take, hunt or kill any game, game birds or game animals on Monday, Wednesday and Friday of each week during the period in which the pursuing taking hunting or killing of any game, game birds or game animals may be permitted by the laws of the State of Florida and providing that any person violating same shall be guilty of a misdemeanor and repealing all laws in conflict herewith.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senate Bills Nos. 43, 45, 105, 106, 107, 114, 115, 116, 117, 128 and 135, contained in the above report, were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 28, 1941.

Hon. John R. Beacham,  
President of the Senate.  
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 136:

A bill to be entitled An Act declaring portions of the beach of the Atlantic Ocean within the confines of St. Johns County, Florida, to be a public highway, but subject to any right of the public to use same for bathing and recreation, and placing the jurisdiction, supervision, regulation and control of the beach as such highway with the Board of County Commissioners of St. Johns County, Florida.

Senate Bill 139:

A bill to be entitled An Act to require any person killing any deer in St. Johns County, Florida, to report each such deer killed to the County Judges of said county, or to a duly

commissioned game warden or deputy warden under the laws of the State of Florida, or to the sheriff of St. Johns County, Florida, or to a deputy sheriff of said county and prohibiting the dismemberment or mutilation of any deer so killed in said county so as to prevent the determination of its sex prior to the time of the killing thereof has been reported, and a Written Certificate of the fact of such reporting and permit to dismember such deer, obtained from such officer; requiring such officers to give such Written Certificate and permission to dismember upon production to them of the carcass of such animal for inspection to determine it, if were such an animal as it was then lawful to kill in said county; and providing that any person violating same shall be guilty of a misdemeanor and repealing all laws in conflict herewith.

Senate Bill No. 162:

A bill to be entitled An Act to designate that part of State road No. 30, which lies within the boundaries of Polk County as the P. J. Langford Memorial Highway.

Senate Bill No. 164:

A bill to be entitled An Act to designate that part of State road No. 34 which lies within the boundaries of Polk County, as the John L. Robison Highway.

Senate Bill No. 195:

A bill to be entitled An Act creating a port authority for the port of the City of St. Petersburg, Florida; providing for the terms of office of the commissioners of said authority and the appointment and removal of the same; prescribing the powers and duties of said authority, compensation of the members and other matters relating thereto; creating a port district in the City of St. Petersburg; providing for the development of the port; and providing for the raising of funds from taxation by the City of St. Petersburg to defray the expenses of the authority; granting to the port authority power to construct various buildings, structures, railways, warehouses and other facilities for the development of said port and other powers; granting powers to the port authority to purchase and otherwise acquire property for port purposes; repealing all laws or parts of laws in conflict herewith and providing that this Act shall not become effective unless approved by a referendum election.

Senate Bill No. 198:

A bill to be entitled An Act creating a pension fund for the Fire Department of the City of St. Petersburg, Florida; providing monthly contributions to be made by members of the Department and the levy of an annual tax by the City to pay the benefits prescribed by this Act; providing for a Board of Trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain pension benefits for widows and children of members of the Department under certain conditions, and other relief; providing no pension whether heretofore granted or to be granted under this Act shall exceed One Hundred Dollars (\$100.00) per month; defining members of the Fire Department and providing for retirement pensions; repealing Chapter 13379, Special Acts of Florida, 1927, except to provide for the continuance of pensions heretofore granted under said Chapter 13379 to the extent that pensions paid to former members of the Fire Department shall not exceed One Hundred Dollars per month, and that pensions paid to widows of former members of the Fire Department shall not exceed the monthly benefits prescribed under the provisions of Section 7 of this Act; providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg and other matters dealing with the operation and administration of this Act.

Senate Bill No. 199:

A bill to be entitled An Act to authorize the Council of the City of St. Petersburg, Florida, to establish a retirement fund on account of persons in the classified and unclassified service of said City, excepting members of the Police and Fire Departments; providing the conditions for contributions and benefits under such fund; providing for the power to raise by taxation amounts needed for the purpose; providing for the receiving of gifts, devices and bequests of money or property for the benefit of such fund; providing the membership conditions of such fund; and providing that this Act shall not be construed to repeal or alter Police or Fire Pension Acts heretofore or hereafter passed and adopted; providing that this Act shall not become effective until ratified at a refer-



endum election and providing further that the pension plan if adopted under the provisions of this Act shall not become effective unless approved at a referendum election; repealing all laws or parts of laws in conflict herewith.

#### Senate Bill No. 200:

A bill to be entitled An Act cancelling the registration list of the City of St. Petersburg, Florida, established and maintained for the purpose of recording the registered electors of said City as of the second day of January, 1942; providing for the opening of new registration books on said second day of January, 1942; providing that said Act shall not repeal any other Act or law pertaining to registration of electors in the City of St. Petersburg except if the same is in conflict herewith; providing for a referendum election for the ratification or rejection of this Act.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senate Bills 136, 139, 162, 164, 195, 198, 199 and 200, contained in the above report, were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 29, 1941.

Hon. John R. Beacham,  
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

#### House Bill No. 41:

A bill to be entitled An Act relating to Supervisors of Registration in Counties of this State which now have, or may hereafter have, a population of over 267,000, according to the last preceding State or Federal Census; to fix salary of such Supervisors in lieu of all other compensation, to provide for necessary deputies and their duties, and other clerical assistance and office expense, and for all other purposes reasonably incidental; and including expense for any trustee, bond, or special election; and to provide for all fees to be remitted to the county; and to repeal all other laws in conflict therewith.

#### House Bill No. 128:

A bill to be entitled An Act to permit the retirement of a deputy or employee, or any county official or other county employee in any county, having a population of 267,000 inhabitants or more, according to the last preceding State or Federal census under certain conditions with pay.

#### House Bill No. 223:

A bill to be entitled An Act fixing the compensation of County Commissioners, in all counties in the State of Florida having a population of more than 250,000, according to the last preceding State or Federal census.

#### House Bill No. 225:

A bill to be entitled An Act requiring the Board of County Commissioners of Hillsborough County, Florida, to pay over to the board of Public Instruction of said County, to become a part of the County School Fund of said county, all monies hereafter allocated or distributed to said county from any or all excise taxes now levied and collected or hereafter levied and collected by the State of Florida from the operation of Pari-Mutuel Pools including all monies resulting from Chapter 14832, Laws of Florida, Acts of 1931, and all acts amendatory thereof and supplemental thereto.

#### House Bill No. 242:

A bill to be entitled An Act relating to the distribution in Walton County, Florida, of racing funds received under the provisions of Chapter 14832, Laws of Florida, Acts of 1931 or any amendatory or supplemental Act thereof.

#### House Bill No. 369:

A bill to be entitled An Act, validating, approving, ratifying, and confirming the purchase of certain real estate and personal property in the City of Daytona Beach, Volusia County, Florida, by the Board of Public Instruction of Volusia County, Florida, for educational purposes upon terms of payment covering a period exceeding four years, and repealing all laws or parts of thereof in conflict herewith.

#### House Bill No. 374:

A bill to be entitled An Act authorizing the Town of Edgewater, Volusia County, Florida, to compromise, settle and adjust the amount required to be paid for the redemption of Tax Sale Certificates issued by said town prior to the year 1939, together with the subsequent omitted taxes thereon, upon a uniform basis and providing the method thereof.

#### House Bill No. 397:

A bill to be entitled An Act approving the refunding to Atlantic Coast Line Railroad Company by Collier County, Florida, of taxes overpaid by said Railroad Company, and approving, ratifying, and confirming the action of the Tax Collector of Collier County, Florida, in placing on the errors and insolvencies list of said county for the year 1939, taxes shown to be due by the Atlantic Coast Line Railroad Company, and ratifying, approving and confirming the action of the Board of County Commissioners of Collier County, Florida, in approving the errors and insolvencies list of said County for the year 1939, showing as unpaid certain taxes assessed to the Atlantic Coast Line Railroad Company, the said amount constituting refund for overpayment of taxes in previous years.

#### House Bill No. 429:

A bill to be entitled An Act to fix and provide for the compensation of members of the Board of County Commissioners in all Counties of the State of Florida having a population of not less than 20,500 and not more than 21,000 according to the last preceding Federal census.

#### House Bill No. 444:

A bill to be entitled An Act to amend Section 10 of Chapter 11327, Laws of Florida, Special Acts of 1925, the same being the City Charter of the City of Zephyrhills, Florida, so as to provide that a general election for the choosing of officers of the said City of Zephyrhills, Florida, shall be held on the first Tuesday after the first Monday in June of each year instead of on the first Tuesday after the first Monday in May of each year, as now provided by said Section 10 of Chapter 11327, Laws of Florida, Special Acts of 1925; and further providing that said Act shall take effect immediately upon its becoming a law, and repealing all laws or parts of laws in conflict therewith to the extent of such conflict.

#### House Bill No. 445:

A bill to be entitled An Act abolishing trustees of the St. Johns River Bridge Bonds of Duval County, Florida, transferring all their powers and duties to the Board of County Commissioners in and for Duval County, Florida, and requiring the transfer of all assets, records, books and documents now in the hands, custody, or control of said trustees to the Board of County Commissioners in and for Duval County, Florida.

#### House Bill No. 446:

A bill to be entitled An Act authorizing the County Board of Public Instruction of Pasco County, Florida, to enter into agreements for group insurance for the teachers of said County, and providing for contributions by said Board of Public Instruction to the premiums; and providing for said Board to enter into such agreements and to do and perform all things necessary in carrying out such a plan of group insurance only when a majority of teachers of said County may vote in favor of such plan.

#### House Bill No. 449:

A bill to be entitled An Act providing for the incorporation, licensing and regulation of corporations not for profit for the purpose of operating non-profit hospital service plans by a hospital located in Duval County, Florida, exempting such corporations from all other provisions of the insurance laws of the State of Florida, providing penalties for the violations of the provisions of this Act, and repealing all laws in conflict therewith.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith

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present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

House Bills Nos. 41, 128, 223, 225, 242, 369, 374, 397, 429, 444, 445, 446 and 449, contained in the above report, were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber

Tallahassee, Florida, April 28, 1941.

Hon. John R. Beacham,  
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 196:

A bill to be entitled An Act to Amend Sections Five and Seven of Chapter 15,505, Special Laws of Florida, 1931, which is "An Act to Abolish the Present Municipality of the City of St. Petersburg, in Pinellas County, Florida; to Create and Establish a New Municipality to be known as the City of St. Petersburg in Pinellas County, Florida and to Fix the Boundaries and Provide for the Government, Powers and Privileges of Said City and Means for Exercising the same; and to Authorize the Imposition of Penalties for the Violation of Ordinances; and to Ratify Certain Acts and Proceedings of the Commission and of the Officers of Said City; and to Repeal All Laws and Ordinances in Conflict Herewith", by providing that the City Councilman elected at large shall be the Mayor of the City of St. Petersburg and that said term of office for said Councilman-at-large shall be for a term of two years; Providing further that this Act shall not alter, effect or impair the terms of office of any District Councilmen or the Councilman-at-large elected prior to the effective date of this Act; providing for a referendum election for the ratification or rejection of this Act; providing that subject to ratification at said referendum election this Act shall be effective March 1, 1943; providing further that all Councilmen, including the mayor and vice-mayor shall serve without compensation unless the electorate of the City of St. Petersburg shall approve the payment of compensation to said Mayor, Vice-Mayor and Councilmen in an election to be held for the purpose of ratifying or rejecting the Special Act of the Legislature of 1941 providing for such compensation; repealing all laws or parts of laws in conflict herewith.

Senate Bill No. 197:

A bill to be entitled An Act creating a Pension Fund for the Police Department of the City of St. Petersburg, Florida; providing monthly contributions to be made by members of the department and levy of an annual tax by the City to pay the benefits prescribed by this Act; providing for a Board of Trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain pension benefits for widows and children of members of the department under certain conditions and other relief; providing no pension whether heretofore granted or to be granted under this Act shall exceed One Hundred (\$100.00) Dollars per month; defining members of the Police Department and providing for retirement pensions; repealing Chapter 13,378, Special Acts of Florida 1927, except to provide for the continuance of pensions heretofore granted under said Chapter 13,378, to the extent that pensions paid to former members of the Police Department shall not exceed One Hundred (\$100.00) Dollars per month and that pensions paid to widows of former members of the Police Department shall not exceed the monthly benefits prescribed under the provisions of Section Eight of this Act. Providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg and other matters dealing with the operation and administration of this Act.

Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith

present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senate Bills Nos. 196 and 197 contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 29, 1941.

Hon. John R. Beacham,  
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 41:

A bill to be entitled An Act relating to Supervisors of Registration in Counties of this State which now have, or may hereafter have, a population of over 267,000, according to the last preceding State or Federal Census; to fix salary of such Supervisors in lieu of all other compensation, to provide for necessary deputies and their duties, and other clerical assistance and office expense, and for all other purposes reasonably incidental; and including expense for any trustee, bond, or special election; and to provide for all fees to be remitted to the county; and to repeal all other laws in conflict therewith.

House Bill No. 128:

A bill to be entitled An Act to permit the retirement of a deputy or employee, or any county official or other county employee in any county, having a population of 267,000 inhabitants or more, according to the last preceding State or Federal census under certain conditions with pay.

House Bill No. 223:

A bill to be entitled An Act fixing the compensation of County Commissioners, in all counties in the State of Florida having a population of more than 250,000, according to the last preceding State or Federal census.

House Bill No. 225:

A bill to be entitled An Act requiring the Board of County County Commissioners of Hillsborough County, Florida, to pay over to the board of Public Instruction of said County, to become a part of the County School Fund of said county, all monies hereafter allocated or distributed to said county from any or all excise taxes now levied and collected or hereafter levied and collected by the State of Florida from the operation of Pari-Mutuel Pools, including all monies resulting from Chapter 14,832, Laws of Florida, Acts of 1931, and all acts amendatory thereof and supplemental thereto.

House Bill No. 242:

A bill to be entitled An Act relating to the distribution in Walton County, Florida, of racing funds received under the provisions of Chapter 14832, Laws of Florida, Acts of 1931 or any amendatory or supplemental Act thereof.

House Bill No. 369:

A bill to be entitled An Act, validating, approving, ratifying, and confirming the purchase of certain real estate and personal property in the City of Daytona Beach, Volusia County, Florida, by the Board of Public Instruction of Volusia County, Florida, for educational purposes upon terms of payment covering a period exceeding four years, and repealing all laws or parts of thereof in conflict herewith.

House Bill No. 374:

A bill to be entitled An Act authorizing the Town of Edgewater Volusia County, Florida, to compromise, settle and adjust the amount required to be paid for the redemption of Tax Sale Certificates issued by said town prior to the year 1936, together with the subsequent omitted taxes thereon, upon a uniform basis and providing the method thereof.

House Bill No. 397:

A bill to be entitled An Act approving the refunding to Atlantic Coast Line Railroad Company by Collier County, Florida, of taxes overpaid by said Railroad Company, and approving, ratifying, and confirming the action of the Tax Collector of Collier County, Florida, in placing on the errors and insolvencies list of said county for the year 1939, taxes



shown to be due by the Atlantic Coast Line Railroad Company, and ratifying, approving and confirming the action of the Board of County Commissioners of Collier County, Florida, in approving the errors and insolvencies list of said County for the year 1939, showing as unpaid certain taxes assessed to the Atlantic Coast Line Railroad Company, the said amount constituting refund for overpayment of taxes in previous years.

#### House Bill No. 429:

A bill to be entitled An Act to fix and provide for the compensation of members of the Board of County Commissioners in all Counties of the State of Florida having a population of not less than 20,500 and not more than 21,000 according to the last preceding Federal census.

#### House Bill No. 444:

A bill to be entitled An Act to amend Section 10 of Chapter 11327, Laws of Florida, Special Acts of 1925, the same being the City Charter of the City of Zephyrhills, Florida, as to provide that a general election for the choosing of officers of the said City of Zephyrhills, Florida, shall be held on the first Tuesday after the first Monday in June of each year instead of on the first Tuesday after the first Monday in May of each year, as now provided by said Section 10 of Chapter 11327, Laws of Florida, Special Acts of 1925; and further providing that said Act shall take effect immediately upon its becoming a law, and repealing all laws or parts of laws in conflict therewith to the extent of such conflict.

#### House Bill No. 445:

A bill to be entitled An Act abolishing trustees of the St. Johns River Bridge Bonds of Duval County, Florida, transferring all their powers and duties to the Board of County Commissioners in and for Duval County, Florida, and requiring the transfer of all assets, records, books and documents now in the hands, custody, or control of said trustees, to the Board of County Commissioners in and for Duval County, Florida.

#### House Bill No. 446:

A bill to be entitled An Act authorizing the County Board of Public Instruction of Pasco County, Florida, to enter into agreements for group insurance for the teachers of said County, and providing for contributions by said Board of Public Instruction to the premiums; and providing for the said Board to enter into such agreements and to do and perform all things necessary in carrying out such a plan of group insurance only when a majority of teachers of such County may vote in favor of such plan.

#### House Bill No. 449:

A bill to be entitled An Act providing for the incorporation, licensing and regulation of corporations not for profit for the purpose of operating non-profit hospital service plans by any hospital located in Duval County, Florida, exempting such corporations from all other provisions of the insurance laws of the State of Florida, providing penalties for the violations of the provisions of this Act, and repealing all laws in conflict therewith.

• Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills  
on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 25, 1941.

Hon. John R. Beacham,  
President of the Senate,

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

#### Senate Bill No. 43:

A bill to be entitled An Act providing for tenure of employment of Teachers in the public schools of Hillsborough County, Florida; defining terms used in said Act; providing when teachers are entitled to tenure of employment and the causes for which such teachers may be discharged or demoted and prescribing the procedure thereof; and conferring jurisdiction upon the Circuit Court to issue writs mandamus and certiorari in order to give effect to the provisions of said Act.

#### Senate Bill No. 45:

A bill to be entitled An Act to fix the times for holding the regular terms of County Court in Gadsden County, Florida.

#### Senate Bill No. 105:

A bill to be entitled An Act making it unlawful to take possession of buy, sell, or offer for sale or destroy Shrimp or Prawn less than a certain size in the Counties of Franklin and Gulf or in or from the inside or outside waters of the Counties of Franklin and Gulf of the State of Florida; and fixing penalties for violation hereof; and repealing conflicting laws.

#### Senate Bill No. 106:

A bill to be entitled An Act making it unlawful to use any dredge, drag or other mechanical device other than ordinary hand tongs in taking oysters for any purpose from the natural reefs or bars of Franklin County, Florida; repealing conflicting laws; and providing penalties for the enforcement of this law.

#### Senate Bill No. 107:

A bill to be entitled An Act making it unlawful to use in the taking of Shrimp or Prawn in any of the outside or inside waters of the Counties of Franklin and Gulf of the State of Florida, any seine or net or other device having a cork line spread of more than sixty (60) feet; repealing conflicting laws; and providing penalties for the enforcement of this law.

#### Senate Bill No. 114:

A bill to be entitled An Act amending Chapter 20,118, Special Laws of Florida, 1939, Which is "An Act granting to the City of St. Petersburg, Florida, the power to remove, clear away and dispose of all accumulations of brush, high weeds, high grass or other vegetation liable to communicate fire, located in or upon any property in the City of St. Petersburg, and to assess the cost thereof to the property from which said accumulation of brush, high weeds and high grass or other vegetation liable to communicate fire were removed; providing for the method of making such assessment; prescribing that said assessment and interest thereon shall be a lien superior to all other liens except State, County and City taxes; providing that said lien shall be collected in the same manner as the Ad Valorem taxes of said city; providing for the payment of cleaning and clearing of land, from Ad Valorem taxation, or the collections from the assessment liens authorized by this Act; providing an interest penalty of six per cent per month or fraction thereof; also providing for the approval or rejection of this Act by the electorate of the City of St. Petersburg and providing in the case of ratification, the effective date of this Act; repealing all laws or parts of laws in conflict herewith, by amending Section Ten thereof to provide an interest penalty of one-half of one per cent per month in lieu of six per cent per month as now provided; and by providing an additional Section to said Act to be known as Section Ten and One-Half, which provided that the special assessment liens levied under the provisions of said Chapter 20,118, Special Laws of Florida, 1939, shall be deemed delinquent and past due as of the first day of November of the year in which said special assessment liens were levied and assessed.

#### Senate Bill No. 115:

A bill to be entitled An Act authorizing the City of St. Petersburg, Florida, to by ordinance to regulate, restrict or prohibit the use of nets for the purpose of catching fish within the bayous, inlets, rivers, lakes or streams within the city limits of the City of St. Petersburg as defined by Chapter 15, 505, Special Acts of Florida, 1931, specifically excepting, however, that certain body of water known as Papys Bayou and authorizing the prescription of penalties for the enforcement thereof; repealing all laws or parts of laws in conflict herewith and providing that the said Act shall not become effective until approved by a referendum election, and other matters in connection therewith.

#### Senate Bill No. 116:

A bill to be entitled An Act amending Chapter 18,890, of the Special Laws of Florida, 1937, which is "An Act creating a Civil Service for certain employees of the City of St. Petersburg, Florida, and creating a Civil Service Commission for said city governing the appointment, employment and discharge of said employees; defining the membership, powers and duties of said commission; designating the employees that come under the provisions of this Act and other matters relating to the establishment of Civil Service in said city; providing for a referendum on said Act and when said Act shall take effect and other matters in regard thereto, amending Section Eleven of said Act to provide that all

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spectors in the Department of Building, the Superintendent of Sewers and the service foremen regularly employed by the city in said positions for a period of six months immediately preceding the effective date of this Act shall be members of the Classified Service of the City of St. Petersburg; and by amending Section Thirteen of said Act to provide that upon the acquisition by the city of any corporation or organization the employees thereof necessary in the opinion of the City Manager to be retained for city service shall be certified by the City Manager for classification in the Classified Service and providing that when so classified they shall be Civil Service employees after successfully serving six months probationary period, and other matters relating thereto; and repealing all laws or parts of laws in conflict herewith; and providing when said Act shall become effective; and providing for a referendum on said Act.

Senate Bill No. 117:

A bill to be entitled An Act authorizing the creation of a Special Assessment Adjustment Board of the City of St. Petersburg, Florida; prescribing its powers, duties and limitations; prescribing the length of time such board shall stay in existence; providing for a chairman and secretary and authorizing said board to adjust, settle and compromise certain Special Assessment Liens held and owned by the City of St. Petersburg, Florida; providing that fees may be charged for making applications for adjustment of Special Assessment Liens, the proceeds from which to be used to defray the cost and expense of the operation of the board; providing that said Act shall not become effective until approved by a majority of the qualified electors of the City of St. Petersburg participating in an election called and held for the purpose of approving or rejecting this Act.

Senate Bill No. 128:

A bill to be entitled An Act providing for the apportionment of moneys heretofore allocated, or that may hereafter be allocated, to Columbia County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, and Acts amendatory thereof or supplemental thereto; providing that said moneys shall be, by the State Comptroller and Treasurer, paid one-half to the Board of County Commissioners and one-half to the Board of Public Instruction of said county; providing for the expenditure of said moneys by said boards; and to repeal all laws in conflict herewith.

Senate Bill No. 135:

A bill to be entitled An Act prohibiting in St. Johns County, Florida, any person to pursue, take, hunt or kill any game, game birds or game animals on Monday, Wednesday and Friday of each week during the period in which the pursuing taking hunting or killing of any game, game birds or game animals may be permitted by the laws of the State of Florida and providing that any person violating same shall be guilty of a misdemeanor and repealing all laws in conflict herewith.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 28, 1941.

Hon. John R. Beacham,  
President of the Senate.  
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 136:

A bill to be entitled An Act declaring portions of the beach of the Atlantic Ocean within the confines of St. Johns County, Florida, to be a public highway, but subject to any right of the public to use same for bathing and recreation, and placing the jurisdiction, supervision, regulation and control of the beach as such highway with the Board of County Commissioners of St. Johns County, Florida.

Senate Bill 139:

A bill to be entitled An Act to require any person killing any deer in St. Johns County, Florida, to report each such deer killed to the County Judges of said county, or to a duly commissioned game warden or deputy warden under the laws

of the State of Florida, or to the sheriff of St. Johns County, Florida, or to a deputy sheriff of said county and prohibiting the dismemberment or mutilation of any deer so killed in said county so as to prevent the determination of its sex prior to the time of the killing thereof has been reported, and a Written Certificate of the fact of such reporting and permit to dismember such deer, obtained from such officer; requiring such officers to give such Written Certificate and permission to dismember upon production to them of the carcass of such animal for inspection to determine it, if were such an animal as it was then lawful to kill in said county; and providing that any person violating same shall be guilty of a misdemeanor and repealing all laws in conflict herewith.

Senate Bill No. 162:

A bill to be entitled An Act to designate that part of State road No. 30, which lies within the boundaries of Polk County as the P. J. Langford Memorial Highway.

Senate Bill No. 164:

A bill to be entitled An Act to designate that part of State road No. 34 which lies within the boundaries of Polk County, as the John L. Robison Highway.

Senate Bill No. 195:

A bill to be entitled An Act creating a port authority for the port of the City of St. Petersburg, Florida; providing for the terms of office of the commissioners of said authority and the appointment and removal of the same; prescribing the powers and duties of said authority, compensation of the members and other matters relating thereto; creating a port district in the City of St. Petersburg; providing for the development of the port; and providing for the raising of funds from taxation by the City of St. Petersburg to defray the expenses of the authority; granting to the port authority power to construct various buildings, structures, railways, warehouses and other facilities for the development of said port and other powers; granting powers to the port authority to purchase and otherwise acquire property for port purposes; repealing all laws or parts of laws in conflict herewith and providing that this Act shall not become effective unless approved by a referendum election.

Senate Bill No. 198:

A bill to be entitled An Act creating a pension fund for the Fire Department of the City of St. Petersburg, Florida; providing monthly contributions to be made by members of the Department and the levy of an annual tax by the City to pay the benefits prescribed by this Act; providing for a Board of Trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain pension benefits for widows and children of members of the Department under certain conditions, and other relief; providing no pension whether heretofore granted or to be granted under this Act shall exceed One Hundred Dollars (\$100.00) per month; defining members of the Fire Department and providing for retirement pensions; repealing Chapter 13,379, Special Acts of Florida, 1927, except to provide for the continuance of pensions heretofore granted under said Chapter 13,379 to the extent that pensions paid to former members of the Fire Department shall not exceed One Hundred Dollars per month, and that pensions paid to widows of former members of the Fire Department shall not exceed the monthly benefits prescribed under the provisions of Section 7 of this Act; providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg and other matters dealing with the operation and administration of this Act.

Senate Bill No. 199:

A bill to be entitled An Act to authorize the Council of the City of St. Petersburg, Florida, to establish a retirement fund on account of persons in the classified and unclassified service of said City, excepting members of the Police and Fire Departments; providing the conditions for contributions and benefits under such fund; providing for the power to raise by taxation amounts needed for the purpose; providing for the receiving of gifts, devices and bequests of money or property for the benefit of such fund; providing the membership conditions of such fund; and providing that this Act shall not be construed to repeal or alter Police or Fire Pension Acts heretofore or hereafter passed and adopted; providing that this Act shall not become effective until ratified at a referendum election and providing further that the pension plan



if adopted under the provisions of this Act shall not become effective unless approved at a referendum election; repealing all laws or parts of laws in conflict herewith.

Senate Bill No. 200:

A bill to be entitled An Act cancelling the registration list of the City of St. Petersburg, Florida, established and maintained for the purpose of recording the registered electors of said City as of the second day of January, 1942; providing for the opening of new registration books on said second day of January, 1942; providing that said Act shall not repeal any other Act or law pertaining to registration of electors in the City of St. Petersburg except if the same is in conflict herewith; providing for a referendum election for the ratification or rejection of this Act.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Whitaker moved that Senate Bill No. 112 be recalled from the Committee on Appropriations and the Committee on Pensions and Claims, jointly, and be re-referred to the Committee on Pensions and Claims only.

Which was agreed to and it was so ordered.

Senator Whitaker moved that Senate Bill No. 149 be recommended to the Committee on Judiciary "C".

Which was agreed to and it was so ordered.

Senator Ward moved that Senate Bill No. 87 be recalled from the Committee on Public Roads and Highways.

Which was agreed to and it was so ordered.

Senator Ward moved that the rules be waived and the Senate take up and consider Senate Bill No. 87, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 87:

A bill to be entitled An Act to declare, designate and establish a certain State Road.

Was taken up.

Senator Ward moved that the rules be further waived and Senate Bill No. 87 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 87 was read the second time by title only.

Senator Ward moved that the rules be further waived and Senate Bill No. 87 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 87 was read the third time in full.

Upon the passage of Senate Bill No. 87 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 87 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ward moved that Senate Bill No. 174 be recalled from the Committee on Public Roads and Highways.

Which was agreed to and it was so ordered.

Senator Ward moved that the rules be waived and the Senate take up and consider Senate Bill No. 174, out of its order at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 174:

A bill to be entitled An Act to declare, designate and establish a certain State Road.

Was taken up.

Senator Ward moved that the rules be further waived and Senate Bill No. 174 be read the second time by only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 174 was read the second time by title only.

Senator Ward moved that the rules be further waived and Senate Bill No. 174 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 174 was read the third time in full.

Upon the passage of Senate Bill No. 174 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 174 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ward moved that Senate Bill No. 244 be recalled from the Committee on Public Roads and Highways.

Which was agreed to and it was so ordered.

Senator Ward moved that the rules be waived and the Senate take up and consider Senate Bill No. 244, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 244:

A bill to be entitled An Act to Redesignate and Reestablish State Road No. 77-A.

Was taken up.

Senator Ward moved that the rules be further waived and Senate Bill No. 244 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 244 was read the second time by title only.

Senator Ward moved that the rules be further waived and Senate Bill No. 244 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 244 was read the third time in full.

Upon the passage of Senate Bill No. 244 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 244 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ward moved that Senate Bill No. 217 be recalled from the Committee on Public Roads and Highways.

Which was agreed to and it was so ordered.

Senator Ward moved that the rules be waived and the Senate take up and consider Senate Bill No. 217, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 217:

A bill to be entitled An Act to declare, designate and establish certain State Roads in Hardee County, Florida.

Was taken up.

Senator Ward moved that the rules be further waived and Senate Bill No. 217 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 217 was read the second time by title only.

Senator Ward moved that the rules be further waived and Senate Bill No. 217 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 217 was read the third time in full.

Upon the passage of Senate Bill No. 217 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond,



Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 217 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

# INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators Graham, Smith, Lindler, Gideons, Johnson, Adams (25th), and Ward—

Senate Bill No. 288:

A bill to be entitled An Act to declare the need of and provide authorization for a State-wide survey of the soils of Florida through the cooperation of appropriate State and County agencies with proper bureaus of the United States Department of Agriculture, designating the Agricultural Experiment Station of the University of Florida as an agency of the State to supervise such surveys; providing for the matching of Federal funds by the State and County or other local agency; providing for the publication of soil survey reports and maps; making an appropriation for carrying out the provisions of this Act and repealing any and all laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Agriculture and Livestock.

By Senator Cliett—

Senate Bill No. 289:

A bill to be entitled An Act to amend Chapter 19623, Laws of Florida, Acts of 1939, being an Act to declare, designate and establish certain State Roads in Highlands County, Florida.

Which was read the first time by title only.

Senator Cliett moved that the rules be waived and Senate Bill No. 289 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 289 was read the second time by title only.

Senator Cliett moved that the rules be further waived and Senate Bill No. 289 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 289 was read the third time in full.

Upon the passage of Senate Bill No. 289 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 289 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senators Collins, Kelly, Horne, Johnson, Graham, Lindler, McKenzie, Lewis, Smith, Drummond, Adams (25th), Cooley, and Gideons—

Senate Bill No. 290:

A bill to be entitled An Act to amend Sections 1 and 11 of Chapter 17275, Acts of 1935, being An Act creating the State Planning Board, prescribing its powers and duties, creating county planning councils and prescribing their powers and duties and making an appropriation for said Board, and to amend Section 12 of said Chapter 17275 as amended by Chapter 19182, Laws of Florida, Acts of 1939.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Cliett—

Senate Bill No. 291:

A bill to be entitled An Act providing for and permitting shipment or sale of Citrus Fruit to trucks or other means of conveyance, by producers, at the grove, and regulations therefor.

Which was read the first time by title only and referred to the Committee on Citrus Fruits.

By Senator Collins—

Senate Bill No. 292:

A bill to be entitled An Act to provide that whenever the Constitutionality of a Statute of this State affecting the public interest is questioned in any State Court, such fact shall be certified by such court to the Attorney General, and providing that in such case the State shall be permitted to intervene and become a party for presentation of evidence and argument on the question of such Constitutionality, and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Collins—

Senate Bill No. 293:

A bill to be entitled An Act requiring that the Comptroller of the State be made a party to all suits and proceedings brought, wherein the construction, application, or validity of certain State tax or license laws are involved.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Clarke—

Senate Bill No. 294:

A bill to be entitled An Act to define and punish the offense of passing worthless checks in the State of Florida, and providing certain rules of evidence in prosecutions under this Act; repealing Sections 5706 and 5707 revised General Statutes of Florida relating, respectively, to "issuing worthless checks in payment of property" and "rule of evidence"; Chapter 8401, Acts of 1921, entitled "An Act to define and punish the offense of passing worthless checks in the State of Florida and providing certain rules of evidence and certain forms of accusations which may be used in prosecution under this Act" and Chapter 9328, Acts of 1923, entitled "An Act regulating the issuance of checks, drafts and orders for the payment of money within the State of Florida and to provide a penalty for the violation of this Act."

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senators Graham, Cliett and King—

Senate Bill No. 295:

A bill to be entitled An Act to declare, designate and establish a certain State road.

Which was read the first time by title only.

Senator Graham moved that the rules be waived and Senate Bill No. 295 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 295 was read the second time by title only.

Senator Graham moved that the rules be further waived and Senate Bill No. 295 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 295 was read the third time in full.

Upon the passage of Senate Bill No. 295 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 295 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Beall—

Senate Bill No. 296:

A bill to be entitled An Act to regulate the operation of motor vehicles on the public roads; making it unlawful to stop any motor vehicle on the public roads; designating certain exceptions.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator Cooley—

Senate Bill No. 297:

A bill to be entitled An Act providing for leave of absence to public officials in military service; defining the term "Ac-



tive Military Service" and the term "Period of Active Military Service"; authorizing the appointment of deputies or assistants to perform the duties of the absent official, fixing the compensation of such deputies or assistants, regulating the bond of the absent official and that of the deputy or assistant, and fixing the term of appointed deputies or assistants; defining the powers and duties of deputies or assistants appointed; providing for the performance of the duties of judicial officials absent on leave for military service; providing for the performance of the duties of State Attorneys absent on leave for military service; preserving the seniority rights, efficiency ratings, promotional status, and retirement privileges of public officials absent on leave for military service; providing for public officials absent on leave for military service to resume their official duties upon being mustered out of the service of the armed forces of the United States; providing for the granting of leaves of absence for military service to employees of the State of Florida, of the counties of the State of Florida, and of the municipalities or political subdivisions of the State of Florida under certain conditions; adopting certain provisions of the Federal Law relating to re-employment of persons selected under the Selective Service Act and providing for the removal from office of any State, county or municipal officer refusing to comply therewith; and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Cooley, Adams (30th), and Perdue—

Senate Bill No. 298:

A bill to be entitled An Act to place Black Bear on the list of game animals and establishing an open season for taking Black Bear and providing penalties for the violation of this act.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senators Cooley, Adams (30th), and Perdue—

Senate Bill No. 299:

A bill to be entitled An Act to amend section thirty-six of Chapter 13644, Laws of Florida, Acts of 1929, entitled: "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the department of game and fresh water fish and the office of State Game Commissioner; to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh-water fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh-water fish or hides of fur-bearing animals to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the State of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water, or land and water, in accordance with the Act of Congress of February 18, 1929; and repealing certain existing laws and statutes; and defining certain terms used therein," in the following particulars: reducing the daily bag limits on certain species of fresh water fish and limiting possession to one days bag at any one time.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senators Cooley, Shuler, Adams (30th), and Perdue—

Senate Bill No. 300:

A bill to be entitled An Act to amend Section 62 of Chapter 13644, Laws of Florida, Acts of 1929, being "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the department of game and fresh-water fish and the office of State Game Commissioner, to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh-water fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh-water fish or hides of fur-bearing animals,

to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the state of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water or land and water, in accordance with Act of Congress of February 18, 1929; and repealing certain existing laws and statutes; and defining certain terms used therein." the following particulars: specifying that the license fee required by persons operating hunting and fishing boats for hire shall be an annual fee; changing the amount of such fee for certain boats; requiring only one license tag for each such boat; providing for the State Game Commission to furnish such license tags; and providing that any subterfuge to evade the requirements of the Section shall be deemed a violation thereof and shall be punishable as a violation thereof.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Cliett—

Senate Bill No. 301:

A bill to be entitled An Act amending Chapter 17693, Acts of the Legislature of 1935, same being An Act to provide for the examination and selection of persons employed by the City of Wauchula in the operation of its Light, Water and Fire Department; to confirm the qualifications of all persons now employed in said Departments; to provide a commission for the purpose of securing applications and conducting an examination of applicants for employment in said Departments; and providing for the discharge of employees in said Departments for cause only and for a method of preferring charges and conducting hearings thereon, creating the Office of Chief of Fire Department of the City of Wauchula; providing that such Chief of Fire Department be elected by the qualified electors of the City of Wauchula; providing for the compensation, and describing his duties, and the term of his office.

Which was read the first time by title only.

Senator Cliett moved that the rules be waived and Senate Bill No. 301 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 301 was read the second time by title only.

Senator Cliett moved that the rules be further waived and Senate Bill No. 301 be read the third time in full and upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 301 was read the third time in full.

Upon the passage of Senate Bill No. 301 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dykes, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanne, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 301 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator King—

Senate Bill No. 302:

A bill to be entitled An Act amending Section 7 of Chapter 6469, Laws of Florida, 1913, being the same as Section 30 of Revised General Statutes of Florida, 1920, and Section 30 of Compiled General Laws of Florida, 1927, as amended by Section 3 of Chapter 13761, Laws of Florida, 1929, by Section 2 of Chapter 16984, Laws of Florida, Acts of 1935, and Section 2, Chapter 19663, Laws of Florida, Acts of 1939, relating to primary elections and providing four year terms for members of the political party executive committees.

Which was read the first time by title only and referred to the Committee on Privileges and Elections.

By Senators Shepherd, Price, and McKenzie—

Senate Bill No. 303:

A bill to be entitled An Act relating to the salaries of Judges of the Circuit Court residing in a Circuit compo-

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of four counties, with one county of said Circuit having a population of 50,000 or more, according to the latest Federal Census, and having no Court of Record with a Civil Jurisdiction concurrent with the Circuit Court, and providing for a portion of such salaries to be paid from the General Revenue of such counties.

Which was read the first time by title only.

Senator Shepherd moved that the rules be waived and Senate Bill No. 303 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 303 was read the second time by title only.

Senator Shepherd moved that the rules be further waived and Senate Bill No. 303 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 303 was read the third time in full.

Upon the passage of Senate Bill No. 303 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 303 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Graham—

Senate Bill No. 304:

A bill to be entitled An Act relating to the City of Hialeah, Dade County, Florida; providing for the setting aside, annulling and cancelling of all unpaid taxes and/or assessments heretofore levied or assessed by or for said City of Hialeah against or upon the north one-half (½) of Section One (1), Township Fifty-Three (53) South, Range Forty (40) East, Three Hundred Twenty (320) acres more or less, and all interest and penalties upon such taxes and assessments, notwithstanding the purpose for which such taxes or assessments were levied or assessed; and providing for the cancellation of all lien, claims or tax sale certificates evidencing or representing such taxes and assessments, interest and penalties, and directing the appropriate officers to note such cancellation of record; declaring that the said City of Hialeah is without any jurisdiction, power or authority over, or with respect to, said land and that said city has no authority or power to levy or assess taxes or assessments, for any purpose, against said land; and, repealing all laws or parts of laws in conflict herewith.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 304, when it was introduced in the Senate:

MIAMI REVIEW AND DAILY RECORD

Published Daily except Sunday.

Miami, Dade County, Florida.

STATE OF FLORIDA )  
COUNTY OF DADE )

Before the undersigned authority personally appeared W. J. T. Long, who on oath says that he is the business manager of the Miami Review and Daily Record, a daily (except Sunday) newspaper published at Miami in Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement or Notice in the matter of

Notice of intention to apply for passage of special or local legislation in the Court, was published in said newspaper in the issues of March 14, 1941.

Affiant further says that the said Miami Review and Daily Record is a newspaper published at Miami, in said Dade County, Florida, and that the said newspaper has heretofore been continuously published in said Dade County, Florida, each day (except Sunday) and has been entered as second class mail matter at the post office in Miami, in said Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

W. J. T. LONG.

Sworn to and subscribed before me this 14th day of March, A. D. 1941.

RUTH EBMEIER,

Notary Public State of Florida at Large.

(SEAL)

My Commission expires June 12, 1943.

NOTICE OF INTENTION TO APPLY FOR PASSAGE OF SPECIAL OR LOCAL LEGISLATION

NOTICE IS HEREBY GIVEN That at the session of the Legislature of Florida to convene in April, 1941, application will be made for the passage of special or local legislation, the substance of which will be as follows:

An Act relating to the City of Hialeah, Dade County Florida; providing for the setting aside, annulling and cancelling of all unpaid taxes and/or assessments heretofore levied or assessed by or for said City of Hialeah against or upon the North one-half (½) of Section One (1), Township Fifty-three (53) South, Range Forty (40) East, Three Hundred Twenty (320) acres more or less, and all interest and penalties upon such taxes and assessments, notwithstanding the purpose for which such taxes or assessments were levied or assessed; and providing for the cancellation of all liens, claims or tax sale certificates evidencing or representing such taxes and assessments, interest and penalties, and directing the appropriate officers to note such cancellation of record; declaring that the said City of Hialeah is without any jurisdiction, power or authority over, or with respect to, said land and that said City has no authority or power to levy or assess taxes or assessments, for any purpose, against said land; and, repealing all laws or parts of laws in conflict herewith.

DATED this March 14, 1941.

J. F. CHRISTIANSEN.

Senator Graham moved that the rules be waived and Senate Bill No. 304 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 304 was read the second time by title only.

Senator Graham moved that the rules be further waived and Senate Bill No. 304 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 304 was read the third time in full.

Upon the passage of Senate Bill No. 304 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 304 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Drummond—

Senate Bill No. 305:

A bill to be entitled An Act providing for the distribution of all monies accruing to Holmes County under the terms of Chapter 14832, Acts of 1931, and all laws supplemental or amendatory thereto; and repealing all laws in conflict therewith.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 305, when it was introduced in the Senate:

AFFIDAVIT

STATE OF FLORIDA )  
COUNTY OF HOLMES )

BEFORE ME, the undersigned authority, personally appeared E. A. Williams who, on oath, does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to Distribution of State Racing Funds to the County of Holmes has been published at least thirty (30) days prior to this date by being printed in the issue of March 21 to April 18, 1941, of the Holmes County Advertiser, a newspaper published in Holmes County, Florida, where the matter or thing to be affected by the contemplated



ed law is situate; that a copy of the notice that has been published, as aforesaid, and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

E. A. WILLIAMS,

Sworn to and subscribed before me this 22 day of April A. D. 1941.

(SEAL)

H. D. HOWELL,  
Clerk Circuit Court.

#### SPECIAL LEGISLATION NOTICE

Notice is hereby given that the undersigned will seek the passage of a local or special law during the Regular Session of the Legislature of Florida, 1941, wherein it shall be provided that all funds accruing to Holmes County, Florida, under the terms of Chapter 14832, Acts of 1931 (Race Track Law) and all laws supplemental or amendatory thereto shall be divided into three equal parts, and disbursed as follows:

1—A first part to be paid to the Board of County Commissioners of Holmes County, Florida, to be expended as they may budget the same provided that so long as there exists a valid claim against the outstanding indebtedness fund of Holmes County, not less than 40 percent of this part is to be applied toward the payment of the same.

2—A second part to be paid to the Board of Public Instruction of Holmes County, Florida, to be expended as they may budget the same, provided that so long as there exists a valid claim against the general funds of the School Board, county wide in nature, that not less than 40 percent of this part is to be applied toward the payment of the same.

3—A third part to be deposited in the sinking funds of the various Special School Bond Districts of Holmes County, Florida; division as between the various Special School Bond Districts to be made upon the same percentage ratio as the outstanding principal bonded debt of each at the time of the passage of this law has to the total principal debt at that time; and providing further that as any district retires its present bond debt, such districts portion shall be divided among the remaining districts in proportion to the amount of principal indebtedness they shall have retired between the time of the passage of this law and such date; and providing further that when all of the present debt is retired, such third part shall be equally divided, one portion going with each of the two parts heretofore mentioned, under the same restrictions as are therein contained.

And providing further, that during the Racing years of 1941-42 and 1942-43, there shall annually be paid to the State Board of Education the sum of \$5500.00 in compliance with the terms of the compromise settlement of certain outstanding Time Warrants of Holmes County, Florida heretofore agreed to between the State Board of Education, Board of County Commissioners of Holmes County and the Board of Public Instruction of Holmes County; one-third of said annual amount to be paid by the Board of County Commissioners from their portion above provided for, and the remaining two-thirds to be paid by the Board of Public Instruction from their portion; and providing further that such amounts as are required to meet these two annual payments are to be considered as a part of the funds which each of the two Boards are mandatorily required to expend from their respective parts. Said law to further provide for the repeal of all other laws in conflict therewith.

A. P. DRUMMOND,  
EMOGENE COMMANDER.

Senator Drummond moved that the rules be waived and Senate Bill No. 305 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 305 was read the second time by title only.

Senator Drummond moved that the rules be further waived and Senate Bill No. 305 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 305 was read the third time in full.

Upon the passage of Senate Bill No. 305 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner,

Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 305 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator King—

Senate Bill No. 306:

A bill to be entitled An Act for the relief of M. H. Witmer, of Winter Haven Florida, for damages to himself, his automobile, for injuries to Mrs. M. H. Witmer, growing out of an automobile accident on State Road No. 17 on or about June 25, 1940, and making an appropriation therefor.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator King—

Senate Bill No. 307:

A bill to be entitled An Act for the relief of Francis Cecil Buchanan and his wife, Marion Hunt Buchanan, and his children, Betty F. Buchanan, Francis Cecil Buchanan, Jr., and Jay Walton Buchanan.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Perdue—

Senate Bill No. 308:

A bill to be entitled An Act to establish and designate a certain road in Levy County, Florida, as a State Road.

Which was read the first time by title only.

Senator Perdue moved that the rules be waived and Senate Bill No. 308 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 308 was read the second time by title only.

Senator Perdue moved that the rules be further waived and Senate Bill No. 308 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 308 was read the third time in full.

Upon the passage of Senate Bill No. 308 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 308 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator King—

Senate Bill No. 309:

A bill to be entitled An Act to amend Chapter 16,007, Laws of Florida, Acts of 1933, entitled "An Act providing for appointment of deputy constables in all justice of the peace districts in all counties of the State of Florida having a population of not less than seventy thousand (70,000) nor more than one hundred thousand (100,000), according to the last preceding State or Federal census; providing for their powers, duties, responsibilities and dismissal."

Which was read the first time by title only.

Senator King moved that the rules be waived and Senate Bill No. 309 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 309 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 309 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 309 was read the third time in full.

Upon the passage of Senate Bill No. 309 the roll was called and the vote was:



Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 309 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senators Adams (30th) and King—

Senate Bill No. 310:

A bill to be entitled An Act to promote the safety for employees and travelers upon railroads by compelling common carriers by railroad to man locomotives, trains and other self-propelled engines or machines with competent employees, to provide the least number of men that may be employed in the operation of locomotives, trains and other self-propelled engines or machines, to provide qualifications for certain employees, prescribing the rights, powers and duties of the railroad commission and the attorney general in connection therewith, to provide a penalty for the violation thereof, and repealing all laws and parts of laws in conflict therewith.

Which was read the first time by title only and referred to the Committee on Transportation and Traffic.

By Senators Cooley, Adams (30th), Shuler and Perdue—

Senate Bill No. 311:

A bill to be entitled An Act to amend Section Thirty-eight of Chapter 13644, Laws of Florida, Acts of 1929 entitled: "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the Department of Game and fresh water fish and the office of State Game Commissioner; to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh-water fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh-water fish or hides or fur-bearing animals, to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the state of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water or land and water, in accordance with the Act of Congress of February 18, 1929; and repealing certain existing laws and statutes; and defining certain terms used therein," in the following particulars: limiting shot guns used for taking game birds and game animals to three shell capacity or plugged to three shell capacity.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Lewis—

Senate Bill No. 312:

A bill to be entitled An Act authorizing, empowering and directing the Governor of the State of Florida, with the consent of the Congress of the United States, to enter into a compact on behalf of the State of Florida with any State of the United States legally joining therein for out-of-state supervision of probationers and parolees; providing, substantially, for the form of such compact, and providing that such compact shall include the terms and conditions under which a person placed on probation or released on parole by one state party to such compact may reside in another state party to such compact, the duties of visitation of and supervision over out-of-state probationers and parolees and their arrest under certain conditions, the manner in which such probationers and parolees shall be returned to the state granting probation or parole, the power of the parties to said compact to make rules and regulations to carry out the terms of such compact, and an agreement that said compact shall have the force and effect of law and shall remain binding until renounced by any state party of such compact; conferring and defining certain duties, and powers of the parole commission under this Act, providing for its operation fixing effective date and repealing laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Kelly—

Senate Bill No. 313:

A bill to be entitled An Act to establish a game preserve in a certain portion of Nassau County and to prohibit the hunting or taking of wild game or birds in such preserve for a period of five years.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 313, when it was introduced in the Senate:

# AFFIDAVIT OF PROOF OF PUBLICATION

STATE OF FLORIDA )  
COUNTY OF NASSAU )

BEFORE ME, the undersigned authority, personally appeared Vesta Prewitt, who, on oath, does solemnly swear that she has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to:

"Establishing a game preserve in a certain portion of Nassau County and to prohibit the hunting or taking of wild game or birds in such preserve for a period of five years, which proposed Act will be for the purpose of extending for a period of five years the provisions of Chapter 18711, Laws of Florida, Acts of 1937, over the particular portion of the County therein mentioned."

has been published at least thirty (30) days prior to this date by being printed in the issue of March 7th, 1941, of "The Nassau County Leader," a newspaper published in Nassau County Florida where the matter or thing to be affected by the contemplated law is situate; that a copy of the notice that has been published, as aforesaid, and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

(SEAL)

(Signed) VESTA PREWITT.

Sworn to and subscribed before me  
this 23rd day of April, A. D. 1941

SUSAN Y. SKIPPER

Notary Public, State of Florida at Large  
My Commission expires July 19, 1943

## NOTICE

Notice is hereby given of the intention of the undersigned to apply to the Legislature of the State of Florida, at its regular bi-ennial session of 1941, for the passage of an act to establish a game preserve in a certain portion of Nassau County and to prohibit the hunting or taking of wild game or birds in such preserve for a period of five years, which proposed Act will be for the purpose of extending for a period of five years the provisions of Chapter 18711, Laws of Florida, Acts of 1937, over the particular portion of the County therein mentioned.

Dan Kelly, Jr.  
State Senator  
16th District.

Senator Kelly moved that the rules be waived and Senate Bill No. 313 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 313 was read the second time by title only.

Senator Kelly moved that the rules be further waived and Senate Bill No. 313 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 313 was read the third time in full.

Upon the passage of Senate Bill No. 313 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 313 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.



By Senator Kelly—  
Senate Bill No. 314:

A bill to be entitled An Act to establish a Game Preserve in a certain portion of Nassau County and to prohibit the hunting or taking of wild game or birds in such Preserve for a period of five years.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 314, when it was introduced in the Senate:

#### AFFIDAVIT OF PROOF OF PUBLICATION

STATE OF FLORIDA )  
COUNTY OF NASSAU )

BEFORE ME, the undersigned authority, personally appeared VESTA PREWITT, who, on oath, does solemnly swear that she has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to:

"Establishing a game preserve in a certain portion of Nassau County and to prohibit the hunting or taking of wild game or birds in such preserve for a period of five years, which proposed Act will be for the purpose of extending for a period of five years the provisions of Chapter 18712, Laws of Florida, Acts of 1937, over the particular portion of the County therein mentioned.

has been published at least thirty (30) days prior to this date by being printed in the issue of March 7th, 1941, of "The Nassau County Leader," a newspaper published in Nassau County, Florida, where the matter or thing to be affected by the contemplated law is situate; that a copy of the notice that has been published, as aforesaid, and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

(SIGNED) VESTA PREWITT.

Sworn to and subscribed before me this 23rd day of April, A. D. 1941.

(SEAL)

SUSAN Y. SKIPPER,

Notary Public, State of Florida at Large.

My Commission expires July 13, 1943.

#### NOTICE

Notice is hereby given of the intention of the undersigned to apply to the Legislature of the State of Florida, at its regular bi-ennial session of 1941, for the passage of an act to establish a game preserve in a certain portion of Nassau County and to prohibit the hunting or taking of wild game or birds in such preserve for a period of five years, which proposed Act will be for the purpose of extending for a period of five years the provisions of Chapter 18712, Laws of Florida, Acts of 1937, over the particular portion of the County therein mentioned.

Dan Kelly, Jr.  
State Senator  
16th District.

Senator Kelly moved that the rules be waived and Senate Bill No. 314 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 314 was read the second time by title only.

Senator Kelly moved that the rules be further waived and Senate Bill No. 314 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 314 was read the third time in full.

Upon the passage of Senate Bill No. 314 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 314 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Butler—  
Senate Bill No. 315:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Duval County.

Which was read the first time by title only.

Senator Butler moved that the rules be waived and Senate Bill No. 315 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 315 was read the second time by title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 315 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 315 was read the third time in full.

Upon the passage of Senate Bill No. 315 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 315 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Butler—

Senate Bill No. 316:

A bill to be entitled An Act to declare, designate and establish a certain State Road.

Which was read the first time by title only.

Senator Butler moved that the rules be waived and Senate Bill No. 316 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 316 was read the second time by title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 316 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 316 was read the third time in full and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 316 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Butler—

Senate Bill No. 317:

A bill to be entitled An Act to change the number of State Road 78 to State Road 140.

Which was read the first time by title only.

Senator Butler moved that the rules be waived and Senate Bill No. 317 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 317 was read the second time by title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 317 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 317 was read the third time in full and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.



holder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 317 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senators Smith and Clarke—

Senate Bill No. 318:

A bill to be entitled An Act to amend Section 3 of Chapter 17764 of the Acts of 1937, the same being Section 12 of Chapter 9330, Laws of Florida, Acts of 1923, the same being Section 3446 of the Compiled General Laws of Florida for 1927; by redefining Chiropractic: by adding additional regulations for applicants to practice Chiropractic and regulating their examination by the Florida State Board of Chiropractic examiners, and providing that Chiropractors may have the right to use the work of State, County and Municipal Laboratories, and by defining the scope of the practice of Chiropractic and instruction and care of the sick.

Which was read the first time by title only and referred to the Committee on Public Health.

Senator Shuler moved that Senate Bill No. 849 (1939 Session) be re-committed to the Committee on Executive Communications.

Which was agreed to and it was so ordered.

#### SENATE BILLS ON THIRD READING

Senate Bill No. 26 was taken up in its order, pending roll, and the consideration thereof was informally passed.

Senate Bill No. 122 was taken up in its order, pending roll, and the consideration thereof was informally passed.

Senate Bill No. 167 was taken up in its order, pending roll, and the consideration thereof was informally passed.

#### SENATE BILLS ON SECOND READING

And Senate Bill No. 53 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 132:

A bill to be entitled An Act providing for the replacement of wild deer in all counties wherein the same have been removed or slaughtered pursuant to laws authorizing tick eradication; certifying of the quarantined areas when tick eradication has been complete; authorizing payment of costs of replacement program out of funds belonging to the State Live Stock Sanitary Board or out of funds provided by law for such purpose; that replacement of wild deer be made according to a program determined by the State Commission of Game and Fresh Water Fish under the joint supervision and labor program of said State Commission of Game and Fresh Water Fish and State Live Stock Sanitary Board; eliminating any invalid provisions hereof; to repeal all acts, either general or special, in conflict herewith; and determine when this Act shall take effect.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 132 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 132 was read the second time by title only.

Senator Cooley offered the following amendment to Senate Bill No. 132:

In Section 1, line 9, Preamble Typewritten Bill at beginning of line 9, insert the following: and under Federal supervision and authority in County of Hernando.

Senator Cooley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Cooley moved that the rules be further waived and Senate Bill No. 132, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 132, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 132, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, McKenzie, Perdue, Price, Shepherd, Shuler, Smith, Taylor, Whitaker, Wilson—31.

Nays—None.

So Senate Bill No. 132 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 12:

A bill to be entitled An Act concerning common trust funds and to make uniform the law with reference thereto.

Was taken up in its order.

Senator Clarke moved that the rules be waived and Senate Bill No. 12 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 12 was read the second time by title only.

Senator Dye offered the following amendment to Senate Bill No. 12:

In Section 1, line 2, (typewritten bill), after the word "the" and before the word "purpose" insert the word "exclusive."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dye also offered the following amendment to Senate Bill No. 12:

In Section 1, line 3, (typewritten bill), after the word "fiduciary," insert the following, "including estates, guardianships and all other fiduciary relationships, requiring or authorizing investment of trust funds."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dye also offered the following amendment to Senate Bill No. 12:

In Section 1, line 3, (typewritten bill), at the end of the Section strike the period, and add a "comma," then add the following, "which consent such co-fiduciary is hereby authorized to grant; but the full management of the fund shall at all times be in full charge of such bank and trust company, and any co-fiduciary or co-trustee shall not have any right to interfere in the management of such common trust funds."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dye also offered the following amendment to Senate Bill No. 12:

In Section 2, (typewritten bill), after the word "mortgages" insert the following "the bank or trust company shall not mingle its own funds with such common trust funds."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dye also offered the following amendment to Senate Bill No. 12:

In Section 3, line 2, (typewritten bill), after the word "shall" insert the following, "keep proper records, which in addition to all other necessary and proper matters shall show at all times the proportionate interest of each trust in the common trust fund, and."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dye also offered the following amendment to Senate Bill No. 12:

In Section 3, line 13, (typewritten bill) strike out the words: "without charge" and insert in lieu thereof the following: "manage such common trust funds without charge, save necessary expenses and shall."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dye also offered the following amendment to Senate Bill No. 12:

In Section 4, line 5 (typewritten bill), after the word "accounting" insert the following "after such notice, and."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Clarke moved that the rules be further waived and Senate Bill No. 12, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 12, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 12, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye,



Folks, Gideons, Graham, Hinely, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, McKenzie, Perdue, Price, Shepherd, Shuler, Smith, Taylor, Whitaker, Wilson—31.

Nays—None.

So Senate Bill No. 12 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bills Nos. 32 and 153 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 44:

A bill to be entitled An Act amending Section 5,472, Revised General Statutes (Section 7,616 Compiled General Laws), relating to intoxicated persons.

Was taken up in its order.

Senator Lewis moved that the rules be waived and Senate Bill No. 44 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 44 was read the second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 44 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 44 was read the third time in full.

Upon the passage of Senate Bill No. 44 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Perdue, Price, Shepherd, Shuler, Smith, Taylor, Whitaker, Wilson—31.

Nays—None.

So Senate Bill No. 44 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Smith withdrew Senate Bill No. 74.

Senate Bill No. 124 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 165:

A bill to be entitled An Act to provide for assistance to blind voters in marking ballots or using voting machines.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 165 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 165 was read the second time by title only.

Senator King offered the following amendment to Senate Bill No. 165:

In Section 1, line 3 (typewritten bill), strike out all the words after the word "Florida," and insert in lieu thereof the following: "in any election, general or primary, national, state, county or municipal, on any question legally submitted, whether a nomination, election, or determination of a question relating to referendum, initiative, constitutional amendment or convention or otherwise, but who by reason of permanent blindness or other deficiencies of their eyes, cannot see how to work the ballot, or operate a voting machine to express his or her vote, may be allowed, upon their request to the election officials in charge of the polling place, and upon submitting satisfactory proof of their inability to see, to the election officials, the assistance of some person of their own choice, in the marking of ballots or in voting by the use of machines."

Senator King moved the adoption of the amendment.

Pending consideration of the motion made by Senator King, Senator Maines offered the following amendment to the amendment offered by Senator King:

In Section 1, line 5, (typewritten amendment), strike out the words: "or other deficiencies of their eyes."

Senator Maines moved the adoption of the amendment to the amendment.

The question was put on the adoption of the amendment offered by Senator Maines to the amendment.

Which was agreed to and the amendment to the amendment was adopted.

The question recurred on the adoption of the amendment

offered by Senator King, as amended, to Senate Bill No. 165.

Which was agreed to and the amendment offered by Senator King, as amended, was adopted.

Senator King moved that the rules be further waived and Senate Bill No. 165 as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 165, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 165, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Graham, Hinely, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Whitaker, Wilson—31.

Nays—None.

So Senate Bill No. 165 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 182 was taken up in its order and the consideration thereof was informally passed.

Senator Lewis moved that Senate Bill No. 189 be recalled from the Committee on Judiciary "B".

Which was agreed to and it was so ordered.

By unanimous consent Senator Clarke withdrew Senate Bill No. 189.

Senate Bill No. 190:

A bill to be entitled An Act to relieve Railroad Companies from the duty of complying with the installation and maintenance of sign boards and crossing signs of grade crossing as required by Section 4529, Revised General Statutes of Florida, 1920 (being Section 6592, Compiled General Laws of Florida, 1927), and Chapter 12222, Laws of Florida, Acts of 1927, being Section 1325, Compiled General Laws of Florida, 1927, where any such railroad has or may hereafter install a grade crossing signal of the automatic flash-light type which is approved by the Association of American Railroads and by the Federal Public Roads Administration.

Was taken up in its order.

Senator Shepherd moved that the rules be waived and Senate Bill No. 190 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 190 was read the second time by title only.

Senator Shepherd moved that the rules be further waived and Senate Bill No. 190 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 190 was read the third time in full.

Upon the passage of Senate Bill No. 190 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Whitaker, Wilson—32.

Nays—None.

So Senate Bill No. 190 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bills Nos. 46, 50 and 62 were taken up in their order and the consideration thereof was informally passed.

Senator Lewis moved that a committee be appointed to escort Miss Neva Chillingworth, daughter of Judge E. C. Chillingworth, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Lewis, Whitaker, and Butler as the committee.

Senator Beall moved that Senate Bill No. 30 be referred to the Committee on Judiciary "A".

Which was agreed to and it was so ordered.

Senate Bill No. 176:

A bill to be entitled An Act to clarify existing law by providing that where the mortgagee named in any mortgage is a married man or a married woman, or where the assignment of any mortgage is paid or satisfied, such mortgage



assignee alone may satisfy such mortgage and it shall not be necessary for the other spouse to join in either the execution or acknowledgement of such satisfaction.

Was taken up in its order.

Senator Drummond moved that the rules be waived and Senate Bill No. 176 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 176 was read the second time by title only.

Senator Drummond moved that the rules be further waived and Senate Bill No. 176 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 176 was read the third time in full.

Upon the passage of Senate Bill No. 176 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Clarke, Cliett, Cooley, Drummond, Dye, Folks, Gideons, Graham, Housholder, Kanner, Kelly, King, Lewis, Maddox, McKenzie, Maines, McKenzie, Perdue, Price, Rose, Shuler, Smith, Taylor, Whitaker, Wilson—28.

Nays—None.

So Senate Bill No. 176 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 118:

A bill to be entitled An Act prescribing the period of time for which deraignment of title shall be shown in all legal proceedings, civil or criminal, involving trees or timber, and in which ownership of lands upon which said trees or timber shall have been situated shall be in issue.

Was taken up in order.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 118 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 118 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 118 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 118 was read the third time in full.

Upon the passage of Senate Bill No. 118 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, McKenzie, Perdue, Price, Rose, Shuler, Smith, Taylor, Whitaker, Wilson—31.

Nays—None.

So Senate Bill No. 118 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Lewis moved that the members of the press at the Senate press table be invited to go with the Senate to the funeral of the late Senator Parker.

Which was agreed to and it was so ordered.

Senate Bill Nos. 148, 141 and 99 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 48:

A bill to be entitled An Act appropriating all unexpended funds of the annual appropriation provided for in Section 23, Chapter 18285, Laws of Florida, Acts of 1937, as amended, at the end of the fiscal year, June 30th, to the State Welfare Fund.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 48 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 48 was read the second time by title only.

Senator Cooley moved that the rules be further waived and Senate Bill No. 48 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 48 was read the third time in full.

Upon the passage of Senate Bill No. 48 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, McKenzie, Perdue, Price, Rose, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—33.

Nays—None.

So Senate Bill No. 48 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bills Nos. 236, 248, 86 and 255 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 256:

A bill to be entitled An Act relating to and providing for service of process by publication in judicial proceedings; for the entering of decrees pro confesso and defaults thereon; for the appointing of guardians ad litem; for the promulgation and adoption of Court rules in connection therewith; and for the repeal of Sections 2609, 2610, 3111, 3112, 3113, 3114, 3115, 3154, 3155, 3156, 3423 and 3453, of the Revised General Statutes of Florida; Chapters 8463 and 8467, Acts of 1921; Chapter 9319, Acts of 1923; Chapter 10102 as amended and Chapter 11364, Acts 1925; Sections 5, 6, 7 and 8 of Chapter 11829, Acts 1927; and Chapter 16881, Acts 1935, and repealing all other laws and parts of laws in conflict herewith.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 256 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 256 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 256 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 256 was read the third time in full.

Upon the passage of Senate Bill No. 256 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 256 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 245:

A bill to be entitled An Act to designate as Depositories of Published State Documents the General Libraries of Colleges and Universities in this State offering courses leading to a Baccalaureate degree.

Was taken up in its order.

Senator Shuler moved that the rules be waived and Senate Bill No. 245 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 245 was read the second time by title only.

Senator Shuler moved that the rules be further waived and Senate Bill No. 245 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 245 was read the third time in full.

Upon the passage of Senate Bill No. 245 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Whitaker, Wilson—33.

Nays—None



So Senate Bill No. 245 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 218:

A bill to be entitled An Act relating to the admissibility in evidence of writings, records and photographic reproductions made in regular course of business.

Was taken up in its order.

Senator Dye moved that the rules be waived and Senate Bill No. 218 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 218 was read the second time by title only.

Senator Whitaker offered the following amendment to Senate Bill No. 218:

Strike out Sections 1 and 2 and renumber remaining sections.

Senator Whitaker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dye moved that the rules be further waived and Senate Bill No. 218, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 218, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 218, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35

Nays—None.

So Senate Bill No. 218 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 120:

A bill to be entitled An Act to provide and prescribe the conditions, stipulations, and covenants by which the grantee or lessee shall be bound in sales or leases of pine timber in the absence of contract or lease provisions to the contrary; qualifying the minimum size of timber, providing for the preservation of seed trees, and defining duration of pine timber lease.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 120 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 120 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 120:

A bill to be entitled An Act to provide and prescribe the conditions, stipulations, and covenants by which the grantee or lessee shall be bound in sales or leases of pine timber in the absence of contract or lease provisions to the contrary, qualifying the minimum size of timber, providing for the preservation of seed trees, and defining duration of pine timber lease.

Was taken up and read the first time by title only.

Senator Adams (25th) moved that the rules be waived and the Committee Substitute for Senate Bill No. 120 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 120 was read the second time by title only.

Senator Adams (25th) moved the adoption of the Committee Substitute for Senate Bill No. 120.

Which was agreed to and the Committee Substitute for Senate Bill No. 120 was adopted.

Senator Adams (25th) moved that the rules be further waived and Committee Substitute for Senate Bill No. 120 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 120 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 120, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Committee Substitute for Senate Bill No. 120, passed and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Folks moved that a committee be appointed to escort Honorable Chas. A. Savage, former member of the Senate from the Twentieth Senatorial District, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Folks, Clarke and Dye as the committee.

Senate Bill No. 108 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 253:

A bill to be entitled An Act to amend Section 1 of Chapter 13809, Laws of Florida, Acts of 1929, as Amended by Chapter 15860, Laws of Florida, Acts of 1933, relating to the creation of a Board of consisting of the Governor, the Commissioner of Agriculture, and the State Marketing Commissioner known as the State Agricultural Marketing Board, defining its duties and powers, and providing for carrying out the provisions thereof.

Was taken up in its order.

Senator McKenzie moved that the rules be waived and Senate Bill No. 253 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 253 was read the second time by title only.

Senator McKenzie moved that the rules be further waived and Senate Bill No. 253 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 253 was read the third time in full.

Pending roll call, Senator Whitaker moved that the further consideration of Senate Bill No. 253 be informally passed.

Which was agreed to and it was so ordered.

Senate Bills Nos. 96 and 194 were taken up in their order and the consideration thereof was informally passed.

House Bill No. 61:

A bill to be entitled An Act to amend Section 4846, Revised General Statutes of Florida, the same being Chapter 6932, Compiled General Laws, 1927, as amended by Section 1, Chapter 16067, Acts of 1933, relating to legal holidays.

Was taken up in its order.

Senator Drummond moved that the rules be waived and House Bill No. 61 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 61 was read the second time by title only.

Senator Drummond moved that the rules be further waived, and House Bill No. 61 be read the third time in full and put upon its passage.

Which was agreed to by a two-third vote.

And House Bill No. 61 was read the third time in full.

Upon the passage of House Bill No. 61 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Shuler, Smith, Whitaker, Wilson—28.

Nays—Senators Collins, Hinely, Rose, Shepherd, Taylor, Ward—6.

So House Bill No. 61 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 109:

A bill to be entitled An Act to amend Section 10 of Chapter 11865 of the Laws of Florida, Acts of 1927, entitled "An



Act amending Sections 1, 2, 3, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30, 31, 32, and 33 of Chapter 10028, Acts of 1925, Laws of Florida, relating to Building and Loan Associations."

Was taken up in its order.

Senator Clarke moved that the rules be waived and House Bill No. 109 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 109 was read the second time by title only.

Senator Clarke moved that the rules be further waived and House Bill No. 109 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 109 was read the third time in full.

Upon the passage of House Bill No. 109 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Taylor, Whitaker, Wilson—32.

Nays—None.

So House Bill No. 109 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 427:

A bill to be entitled An Act fixing the terms of office of successors to the incumbent members of the State Road Department, the State Racing Commission, the Florida Industrial Commission, the Director of the State Beverage Department, the Hotel Commissioner, the State Auditor and the State Motor Vehicle Commissioner; providing that such terms of office shall hereafter expire concurrently with the regular terms of the successive Governors of Florida.

Was taken up in its order.

Senator Beall moved that the rules be waived and House Bill No. 427 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 427 was read the second time by title only.

Senator Dye offered the following amendment to House Bill No. 427:

(Typewritten bill) strike out the words: "State Auditor" wherever they appear in the bill.

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall moved that the rules be further waived and House Bill No. 427, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 427, as amended, was read the third time in full.

Upon the passage of House Bill No. 427, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.

So House Bill No. 427 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 218 was taken up in its order and the consideration thereof was informally passed.

House Bill No. 27:

A bill to be entitled An Act to regulate the labeling, transportation, sale, and offering for sale, of agricultural and vegetable seeds; to prevent misrepresentations thereof; providing for the enforcement hereof and repealing Chapter 19364, Laws of Florida, Acts of 1939, and all laws in conflict herewith.

Was taken up in its order.

Senator Clarke moved that the rules be waived and House Bill No. 27 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 27 was read the second time by title only.

Senator Adams (30th) offered the following amendment to House Bill No. 27:

In Section 4(2), lines 1 and 2 Engrossed House Bill, strike out the words "knowingly transport" and insert the following: in line 2 immediately following the second word "sale" and preceding the word "any" in the first paragraph of said Section 4(a) insert the words "or knowingly transport."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Clarke moved that the rules be further waived and House Bill No. 27, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 27, as amended, was read the third time in full.

Upon the passage of House Bill No. 27, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Drummond, Dye, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—33.

Nays—None.

So House Bill No. 27 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 100:

A bill to be entitled An Act relating to the public health and making it mandatory for the County Commissioners of Polk County to establish a full time local health unit under Chapter 14906, Laws of Florida, enacted at the 1931 Session of the Legislature, and providing a referendum.

Was taken up in its order.

Senator King moved that the rules be waived and House Bill No. 100 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 100 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 100 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 100 was read the third time in full.

Upon the passage of House Bill No. 100 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So House Bill No. 100 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bills Nos. 50, 258, 279, 69, 73, 75, 76, and 78 were taken up in their order and the consideration thereof was informally passed.

House Bill No. 352:

A bill to be entitled An Act relating to procedure in Municipal Court in the City of Miami, Florida.

Was taken up in its order.

Senator Graham moved that the rules be waived and House Bill No. 352 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 352 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 352 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.



And House Bill No. 352 was read the third time in full.

Upon the passage of House Bill No. 352 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So House Bill No. 352 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 300 was taken up in its order and the consideration thereof was informally passed.

House Bill No. 350:

A bill to be entitled An Act authorizing the City Clerk of the City of Miami, Florida, to appoint a deputy, or deputies, and providing for the Clerk's liability for the acts of such deputies; and further providing for their powers.

Was taken up in its order.

Senator Graham moved that the rules be waived and House Bill No. 350 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 350 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 350 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 350 was read the third time in full.

Upon the passage of House Bill No. 350 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So House Bill No. 350 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bills Nos. 359, 378, 379, and 380 were taken up in their order and consideration thereof was informally passed.

House Bill No. 411:

A bill to be entitled An Act to further amend Section 8 of Chapter 10847, Laws of Florida, approved May 9, 1925, entitled "An Act to amend and re-enact the Charter of the City of Miami, County of Dade, and fix the boundaries and provide for the government, powers and privileges of said City and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain Acts and proceedings of the Commission and of officers of the City," as amended by this Chapter 15339, approved May 15, 1931, and as further amended by Chapter 19974, Special Acts of 1939, relating to municipal elections and qualifications and requirements of candidates participating in said municipal election.

Was taken up in its order.

Senator Graham moved that the rules be waived and House Bill No. 411 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 411 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 411 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 411 was read the third time in full.

Upon the passage of House Bill No. 411 the roll was called and the vote was:

Yeas—Mr. President, Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye,

Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So House Bill No. 411 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Dye moved that the rules be waived and the hour of adjournment was extended fifteen (15) minutes.

Which was agreed to by a two-thirds vote and it was so ordered.

By permission the following bill was introduced:

By Senators Kanner, Butler, and Clarke—

Senate Bill No. 319:

A bill to be entitled An Act providing for Special Elections to fill vacancies in the offices of State Senator and Member of the House of Representatives occurring during a regular session of the Legislature; prescribing the duties of the Governor, Secretary of State, Boards of County Commissioners and Election Officials in connection therewith and dispensing with Primary Elections in such cases.

Which was read the first time by title only.

Senator Kanner moved that the rules be waived and Senate Bill No. 319 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 319 was read the second time by title only.

Senator Kanner moved that the rules be further waived and Senate Bill No. 319 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 319 was read the third time in full.

Upon the passage of Senate Bill No. 319 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.

So Senate Bill No. 319 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By permission the following Conference Committee Report was received and read:

Tallahassee, Florida,  
April 29, 1941.

Hon. John R. Beacham,

President Florida State Senate.

Sir:

The undersigned, heretofore appointed as conferees on behalf of the Senate to meet with conferees on behalf of the House, for the purpose of conferring on the difference existing between the Senate and the House over Senate Amendment to House Bill No. 28, and with directions that they report back to the Senate the results of such conference, leave to report that said conferees on the part of the Senate, as well as on the part of the House, have agreed that House Bill No. 28 be amended in the following particulars:

1. In Section 2, line 2, of the typewritten bill, beginning with the word "with" at the end of said line, strike out "and including the words "delay or interfere" in line 4, and insert in lieu thereof the following: "and such act hindering delays or interferes."

2. In Section 2, line 9, of the typewritten bill, strike out the word "ten" and insert in lieu thereof the following: "twenty."

3. In Section 2, line 9, of the typewritten bill, beginning with the word "or" at the end of said line, strike out the following words down to the colon: "or by a fine of not more than ten thousand dollars, or by both such fine and imprisonment, as the court may direct";

4. In Section 4, lines 3 and 4, of the typewritten bill, strike out the words "prescribed for the completed crime," and insert in lieu thereof the following: "as prescribed in Section 3, hereof."

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April 29, 1941

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And your conferees submit our report for adoption by the Senate.

Respectfully submitted,

PAT WHITAKER,  
PHILIP D. BEALL,  
A. L. WILSON,

Conferees behalf of the Senate.

GEORGE A. HOLT,  
WILLIAM W. PERRY,  
RALPH McLANE,

Conferees behalf of the House.

Senator Whitaker moved the adoption of the foregoing Conference Committee report on House Bill No. 28.

Which was agreed to and the Conference Committee report on House Bill No. 28 was adopted.

Senator Whitaker moved the adoption of Amendment No. 1, contained in the foregoing conference committee report, to House Bill No. 28.

Which was agreed to and Amendment No. 1 was adopted.

Senator Whitaker moved the adoption of Amendment No. 2, contained in the foregoing conference committee report, to House Bill No. 28.

Which was agreed to and Amendment No. 2 was adopted.

Senator Whitaker moved the adoption of Amendment No. 3, contained in the foregoing conference committee report, to House Bill No. 28.

Which was agreed to and Amendment No. 3 was adopted.

Senator Whitaker moved the adoption of Amendment No. 4, contained in the foregoing conference committee report, to House Bill No. 28.

Which was agreed to and Amendment No. 4 was adopted.

The question recurred upon the passage of House Bill No. 28, as amended:

A bill to be entitled An Act to promote nations and state defense by preventing sabotage; to that end to protect property by making criminal certain entries on, injuries to, interferences with and defective workmanship in connection with, property, and attempts, solicitations, and conspiracies to commit such acts; to restrict witnesses' privileges against self-incrimination in proceedings; to provide for questioning and detaining suspected persons; to authorize the closing of, and the restricting of the use of, certain highways; to provide that this Act shall not be construed to impair the rights of labor; to suspend inconsistent acts and parts of acts; to prescribe penalties for violations of this Act; providing that this Act shall be in effect until May 15, 1945, and thereafter when the United States is at war.

Upon the passage of House Bill No. 28, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner Kelly, King, Lewis, Lindier, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—33.

Nays—None.

So House Bill No. 28 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 12:18 o'clock P. M., until 11:00 o'clock A. M., Wednesday, April 30, 1941.